

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 4402  
OFFERED BY MR. GOODLING**

Strike all after the enacting clause and insert the  
following:

**1 SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Training and Edu-  
3 cation for American Workers Act of 2000”.

**4 SEC. 2. USE OF H-1B NONIMMIGRANT PETITIONER FEES.**

5       Section 414(c) the American Competitiveness and  
6 Workforce Improvement Act of 1998 (as contained in title  
7 IV of division C of the Omnibus Consolidated and Emer-  
8 gency Supplemental Appropriations Act, 1999; Public  
9 Law 105–277) is amended to read as follows:

10       “(c) DEMONSTRATION PROGRAMS AND PROJECTS TO  
11 PROVIDE TECHNICAL SKILLS TRAINING FOR WORKERS;  
12 LOAN FORGIVENESS FOR MATHEMATICS, SCIENCE, AND  
13 READING TEACHERS.—

14       “(1) TECHNICAL SKILLS TRAINING FOR WORK-  
15 ERS.—

16       “(A) IN GENERAL.—The Secretary of  
17 Labor shall use 75 percent of the funds made  
18 available under section 286(s)(2) of the Immi-  
19 gration and Nationality Act (8 U.S.C.

1           1356(s)(2)) to establish demonstration pro-  
2           grams or projects to provide technical skills  
3           training for employed and unemployed workers  
4           for any skill shortage related to a specialty oc-  
5           cupation (as defined in section 214(i)(1) of the  
6           Immigration and Nationality Act (8 U.S.C.  
7           1184(i)(1)).

8           “(B) GRANTS.—The Secretary of Labor  
9           shall award grants to carry out programs or  
10          projects described in subparagraph (A) to—

11               “(i) local workforce investment boards  
12               established under section 117 of the Work-  
13               force Investment Act of 1998 (29 U.S.C.  
14               2832);

15               “(ii) regional consortia of local boards  
16               described in clause (i); or

17               “(iii) consortia (which may be local,  
18               regional, or multi-state consortia)—

19                       “(I) a majority of whose mem-  
20                       bers are a business or represent a  
21                       business;

22                       “(II) whose membership shall in-  
23                       clude representatives of not less than  
24                       10 businesses or at least one non-

1 profit organization that represents not  
2 less than 10 businesses; and

3 “(III) whose membership may in-  
4 clude representatives of State and  
5 local governments, educational institu-  
6 tions, and labor organizations (for a  
7 local area (as defined in section 101  
8 of the Workforce Investment Act of  
9 1998 (29 U.S.C. 2801)) in which em-  
10 ployees are represented by labor orga-  
11 nizations), nominated by local labor  
12 federations, or (for a local area (as so  
13 defined) in which no employees are  
14 represented by such organizations),  
15 other representatives of employees.

16 “(C) PRIORITY PROJECTS.—In awarding  
17 grants under subparagraph (B), the Secretary  
18 of Labor shall give priority to programs or  
19 projects that train employed and unemployed  
20 workers in skills that are in shortage in the  
21 high technology, information technology, and  
22 biotechnology fields, including software and  
23 communications services, telecommunications,  
24 systems installation and integration, computers  
25 and communications hardware, health care

1 technology, biotechnology, and biomedical re-  
2 search, manufacturing, and innovation services.

3 “(D) GRANTS APPLICATION REQUIRE-  
4 MENT.—An application for a grant under this  
5 paragraph shall include—

6 “(i) specific goals for each program or  
7 project for which funds are sought, includ-  
8 ing targets for measurable increases in  
9 skill gains for those individuals being  
10 trained under the project; and

11 “(ii) an agreement that the program  
12 or project shall be subject to evaluations by  
13 the Secretary of Labor to measure its ef-  
14 fectiveness.

15 “(E) MATCHING FUNDS.—Each grantee  
16 receiving funds under this paragraph shall dem-  
17 onstrate the manner by which the grantee will  
18 provide matching resources (in the form of  
19 cash, in-kind contributions, or both) equal to at  
20 least 25 percent of the total grant amount  
21 awarded.

22 “(F) TARGET POPULATION.—Each grantee  
23 receiving funds under this paragraph shall  
24 make efforts actively to recruit and train indi-  
25 viduals who traditionally are underrepresented

1 in information technology occupations, such as  
2 minorities, women, low-wage workers, workers  
3 residing in empowerment zones and enterprise  
4 communities (as defined in section 1393(b) of  
5 the Internal Revenue Code of 1986), and indi-  
6 viduals with a disability.

7 “(2) LOAN FORGIVENESS FOR MATHEMATICS,  
8 SCIENCE, AND READING TEACHERS.—

9 “(A) IN GENERAL.—Notwithstanding any  
10 other provision of law, the Secretary of Labor  
11 shall transfer 25 percent of the funds made  
12 available to the Secretary of Labor under sec-  
13 tion 286(s)(2) of the Immigration and Nation-  
14 ality Act (8 U.S.C. 1356(s)(2)) to the Secretary  
15 of Education.

16 “(B) USE OF FUNDS.—The Secretary of  
17 Education shall use funds made available under  
18 subparagraph (A) to carry out section 3 of the  
19 Training and Education for American Workers  
20 Act of 2000.”.

21 **SEC. 3. LOAN FORGIVENESS PROGRAM FOR MATHEMATICS,**  
22 **SCIENCE, AND READING TEACHERS.**

23 (a) PROGRAM.—

24 (1) IN GENERAL.—The Secretary of Education  
25 (in this section referred to as the “Secretary”) shall

1 carry out a program of assuming the obligation to  
2 repay, pursuant to subsection (c), a loan made, in-  
3 sured, or guaranteed under part B of title IV of the  
4 Higher Education Act of 1965 or part D of such  
5 title (excluding loans made under sections 428B and  
6 428C of such Act or comparable loans made under  
7 part D of such title) for any new borrower after Oc-  
8 tober 1, 1998, who—

9 (A) has been employed as—

10 (i) a full-time teacher of mathematics,  
11 science, or a related field, for 3 consecutive  
12 complete school years in a school that  
13 qualifies under section 465(a)(2)(A) of the  
14 Higher Education Act of 1965 for loan  
15 cancellation for a recipient of a loan under  
16 part E of title IV of such Act who teaches  
17 in such school; or

18 (ii) a full-time teacher responsible for  
19 providing reading instruction in any of  
20 grades kindergarten through 3d grade, for  
21 3 consecutive complete school years in a  
22 school that qualifies under section  
23 465(a)(2)(A) of the Higher Education Act  
24 of 1965 for loan cancellation for a recipi-

1 ent of a loan under part E of title IV of  
2 such Act who teaches in such school;

3 (B) satisfies the requirements of sub-  
4 section (d); and

5 (C) is not in default on a loan for which  
6 the borrower seeks forgiveness.

7 (2) AWARD BASIS; PRIORITY.—

8 (A) AWARD BASIS.—Subject to subpara-  
9 graph (B), loan repayment under this section  
10 shall be on a first-come, first-serve basis and  
11 subject to the availability of appropriations.

12 (B) PRIORITY.—The Secretary shall give  
13 priority in providing loan repayment under this  
14 section for a fiscal year to student borrowers  
15 who received loan repayment under this section  
16 for the preceding fiscal year.

17 (3) REGULATIONS.—The Secretary is author-  
18 ized to prescribe such regulations as may be nec-  
19 essary to carry out the provisions of this section.

20 (b) LOAN REPAYMENT.—

21 (1) ELIGIBLE AMOUNT.—The amount the Sec-  
22 retary may repay on behalf of any individual under  
23 this section shall not exceed—

24 (A) the sum of the principal amounts out-  
25 standing (not to exceed \$3,000) of the individ-

1           ual's qualifying loans at the end of 3 consecu-  
2           tive complete school years of service described  
3           in subsection (a)(1)(A);

4                 (B) an additional portion of such sum (not  
5           to exceed \$1,000) at the end of each of the next  
6           2 consecutive complete school years of such  
7           service; and

8                 (C) a total of not more than \$5,000.

9           (2) CONSTRUCTION.—Nothing in this section  
10          shall be construed to authorize the refunding of any  
11          repayment of a loan made under part B or D of title  
12          IV of the Higher Education Act of 1965.

13          (3) INTEREST.—If a portion of a loan is repaid  
14          by the Secretary under this section for any year, the  
15          proportionate amount of interest on such loan which  
16          accrues for such year shall be repaid by the Sec-  
17          retary.

18          (c) REPAYMENT TO ELIGIBLE LENDERS.—The Sec-  
19          retary shall pay to each eligible lender or holder for each  
20          fiscal year an amount equal to the aggregate amount of  
21          loans which are subject to repayment pursuant to this sec-  
22          tion for such year.

23          (d) APPLICATION FOR REPAYMENT.—

24                 (1) IN GENERAL.—Each eligible individual de-  
25          siring loan repayment under this section shall sub-



1       mit a complete and accurate application to the Sec-  
2       retary at such time, in such manner, and containing  
3       such information as the Secretary may require.

4               (2) CONDITIONS.—

5               (A) YEARS OF SERVICE.—An eligible indi-  
6       vidual may apply for loan repayment under this  
7       section after completing the required number of  
8       years of qualifying employment.

9               (B) FULLY QUALIFIED TEACHERS IN PUB-  
10       LIC ELEMENTARY OR SECONDARY SCHOOLS.—  
11       An application for loan repayment under this  
12       section shall include such information as is nec-  
13       essary to demonstrate that the applicant—

14               (i) if teaching in a public elementary,  
15       middle, or secondary school (other than as  
16       a teacher in a public charter school), has  
17       obtained State certification as a teacher  
18       (including certification obtained through  
19       alternative routes to certification) or  
20       passed the State teacher licensing exam  
21       and holds a license to teach in such State;  
22       and

23               (ii) if teaching in—

24               (I) a public elementary school,  
25       holds a bachelor's degree and dem-

1                   onstrates knowledge and teaching  
2                   skills in reading, writing, mathe-  
3                   matics, science, and other areas of the  
4                   elementary school curriculum; or

5                   (II) a public middle or secondary  
6                   school, holds a bachelor's degree and  
7                   demonstrates a high level of com-  
8                   petency in all subject areas in which  
9                   he or she teaches through—

10                   (aa) a high level of perform-  
11                   ance on a rigorous State or local  
12                   academic subject areas test; or

13                   (bb) completion of an aca-  
14                   demic major in each of the sub-  
15                   ject areas in which he or she pro-  
16                   vides instruction.

17                   (C) TEACHERS IN NONPROFIT PRIVATE  
18                   ELEMENTARY OR SECONDARY SCHOOLS OR  
19                   CHARTER SCHOOLS.—In the case of an appli-  
20                   cant who is teaching in a nonprofit private ele-  
21                   mentary or secondary school, or in a charter  
22                   school, an application for loan repayment under  
23                   this section shall include such information as is  
24                   necessary to demonstrate that the applicant has  
25                   knowledge and teaching skills in reading, writ-

1           ing, and mathematics, as certified by the chief  
2           administrative officer of the school.

3           (e) TREATMENT OF CONSOLIDATION LOANS.—A loan  
4   amount for a consolidation loan made under section 428C  
5   of the Higher Education Act of 1965, or a Federal Direct  
6   Consolidation Loan made under part D of title IV of such  
7   Act, may be a qualified loan amount for the purpose of  
8   this section only to the extent that such loan amount was  
9   used by a borrower who otherwise meets the requirements  
10   of this section to repay—

11           (1) a loan made under section 428 or 428H of  
12   such Act; or

13           (2) a Federal Direct Stafford Loan, or a Fed-  
14   eral Direct Unsubsidized Stafford Loan, made under  
15   part D of title IV of such Act.

16           (f) FUNDS FOR PROGRAM.—The Secretary shall  
17   carry out this section with funds made available under sec-  
18   tion 414(c)(2) the American Competitiveness and Work-  
19   force Improvement Act of 1998.

20   **SEC. 4. EFFECTIVE DATE.**

21           This Act, and the amendments made by this Act,  
22   shall take effect on October 1, 2000.